IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

WEDNESDAY, THE 24TH OCTOBER 2007 / 2ND KARTHIKA 1929

WP(C).No. 12656 of 2007(F)

PETITIONER:

C.K.ISMAIL, S/O.KUNJAMUTTI,
CHENGANPALLI, THALAKADATHOOR,
THIRUR, MALAPURAM.

BY ADV. SRI.RAFFEEKH.K

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY THE DISTRICT COLLECTOR, MALAPURAM.**

2. **THE DEPUTY TAHSILDAR, REVENUE RECOVERY, TALUK OFFICE, TIRUR, MALAPURAM.**

3. **THE DISTRICT PANCHAYAT PRESIDENT, MALAPURAM DISTRICT, MALAPURAM.**

BY GOVERNMENT PLEADER SMT.LATHA THANKAPPAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 24/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.12656/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE ORDER DT. 20.4.98 SANCTIONING AN AMOUNT OF RS. 50,000/- AS ADVANCE TO COMMENCE THE WORK OF THE ABOVE PROJECT.

EXT.P2:- COPY OF THE RECEIPTS DT. 21.5.98 AND 19.5.98 ISSUED BY SRI.T.THUFAIL AS THE COST OF THE MATERIALS FOR THE CONSTRUCTION OF VCB FOR THALAKADTHUR THODU.

EXT.P3:- COPY OF THE EXTRACT FROM THE MINUTES OF THE COMMITTEE SHOWING THE DECISION ON 15.8.98.

EXT.P4:- COPY OF THE REQUISITION NOTICE DT. 30.4.02 NO.E1-2429/02.

EXT.P5:- COPY OF THE DEMAND NOTICE DT. 6.10.06.

EXT.P6:- COPY OF THE LETTER DT. 3.11.06 ISSUED BY THE 3RD RESPONDENT.

EXT.P7:- COPY OF THE LETTER DT. 1.3.07 ISSUED BY THE GOVT. TO THE PETITIONER.

(I.A. NO.14059/2007 IN WPC. 12656/2007)

EXT.P1:- COPY OF THE ORDER DT. 30.5.07 IN WPC. 12656/07 OF THIS HON'BLE COURT.

EXT.P2:- COPY OF THE RECEIPTS BY THE PETITIONER ACKNOWLEDGING THE PAYMENT OF RS. 15,818/- (3 RECEIPT)

/TRUE COPY/

P.S. TO JUDGE

tss

V.GIRI, J.

W.P.(C).No.12656 of 2007

Dated this the 24th day of October, 2007.

JUDGMENT

The petitioner challenges Ext.P5 demand notice issued under the Revenue Recovery Act.

2. On instructions, learned Government Pleader submits, that during the pendency of the writ petition, the petitioner approached the Government praying for instalment facilities and such facilities have been granted and the petitioner has been making payments in accordance with the schedule fixed by the Government.

In the circumstances, this court need not entertain this petition. I do not find any ground to interfere in this writ petition and the same is, therefore, dismissed.

Sd/-

(V.GIRI)
JUDGE

sk/

//true copy//

P.S. To Judge